

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
MINUTES OF PROCEEDINGS**

NEWARK

DATE: July 9, 2012

JUDGE: HON. FAITH S. HOCHBERG

COURT REPORTER: JOHN STONE

DEPUTY CLERK: JULIANNE BURO

Title of Case: SMART TRIKE USA, LLC, et al. v. HEINZ KETTLER GMBH & CO. KG, et al.

Civ. Docket No. 10-2063 (FSH)

Appearances: Edward Pennington, Esq. for Plaintiffs
John Moy, Esq. for Plaintiffs
Sean Phelen, Esq. for Plaintiffs
Timothy Murphy, Esq. for Plaintiffs
Arnold B. Calmann, Esq. for Plaintiffs
Katherine Escanlar, Esq. for Plaintiffs
Jeffrey Soos, Esq. for Plaintiffs
John Lynch, Esq. for Defendants
Matthew Osborne, Esq. for Defendants
Mark Schlesinger, Esq. for Defendants
Ethan Ostroff, Esq. for Defendants

NATURE OF PROCEEDINGS: Jury Selection & Jury Trial

Trial with jury moved at 9:30a.m.

Ordered jury drawn. Jury drawn.

Recess 12:00p.m. - 1:45p.m.

Ordered jury sworn. Jury sworn.

Preliminary instructions provided by Court.

Edward Pennington, Esq. provided opening statement for the Plaintiffs.
John Lynch, Esq. provided opening statement for Defendants.

Elie Baron sworn for the Plaintiffs.

Jury excused at 5:10p.m.

Discussion of housekeeping matters outside jury presence.

Trial adjourned at 5:25p.m. until Tuesday, July 10, 2012 at 9:30AM.

Time Commenced: 9:30a.m.

Time adjourned: 5:25p.m.

cc: chambers

Julianne Bura
Deputy Clerk